

**BEFORE THE
TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

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REGULATORY AUTH.
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OFFICE OF THE
EXECUTIVE SECRETARY

In re:)
)
Petition for Arbitration of the Interconnection)
Agreement Between BellSouth) **Docket No. 99-00948**
Telecommunications, Inc. and Intermedia)
Communications Inc. Pursuant to Section 252(b))
of the Telecommunications Act of 1996)

**INTERMEDIA COMMUNICATIONS INC.'S RESPONSES TO
BELLSOUTH TELECOMMUNICATIONS, INC.'S
FIRST SET OF INTERROGATORIES**

INTERMEDIA COMMUNICATIONS INC. ("Intermedia"), through its undersigned counsel, submits its responses to BellSouth Telecommunications, Inc.'s ("BellSouth") First Set of Interrogatories ("Interrogatories").¹

¹ Intermedia is a large, multistate corporation with employees and records located in many different locations in Tennessee and other states. In the course of its business, Intermedia creates numerous documents that may not be subject to state or federal record retention policies. These documents are kept in numerous locations that are frequently moved from site to site as employees change jobs or as the business is reorganized. Therefore, although Intermedia has extensively searched its records in response to discovery requests in this proceeding, it is possible that not every document or information has been identified in response to these requests. In the event additional information and/or documents should come to light subsequent to the filing of Intermedia's responses to discovery requests, Intermedia will

(continued...)

7-11-00

INTERROGATORIES

1. Identify all persons participating in the preparation of the answers to these Interrogatories or supplying information used in connection therewith.

RESPONSE: Tammy Hunley provided the information submitted in response to BellSouth's Interrogatories.

2. Identify each person whom you expect to call as an expert witness at the arbitration hearing. With respect to each such expert, please state the subject matter on which the expert is expected to testify, the substance of the facts and opinions to which the expert is expected to testify, and a summary of the grounds for each opinion.

RESPONSE: Intermedia does not expect to call an expert witness. Intermedia will, however, present a policy witness, Carl Jackson. Mr. Jackson will provide testimony on all the issues outstanding at the time of the hearing.

3. Identify each person whom you have consulted as an expert in anticipation of this arbitration or in preparation for a hearing in this arbitration who is not expected to be called as a witness. With respect to each such expert, please state the facts known by and opinions held by this expert concerning any matters raised in the Arbitration Petition.

RESPONSE: Intermedia has not consulted any expert.

4. Identify all documents which refer or relate to any issue raised in the Arbitration Petition that were provided or made available to any expert identified in response to Interrogatory Nos. 2 or 3.

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provide such additional information and/or documents, as appropriate.

RESPONSE: Intermedia incorporates by reference its responses to Interrogatory Nos. 2 and 3 preceding.

5. Identify all documents upon which Intermedia intends to rely or introduce into evidence at the hearing on this matter.

RESPONSE: Intermedia intends to introduce into evidence at the hearing the following documents: Carl Jackson's direct testimony and exhibits attached thereto; Carl Jackson's rebuttal testimony and exhibits attached thereto; Intermedia's responses to BellSouth's discovery requests; and BellSouth's responses to Intermedia's discovery requests. Intermedia reserves the right to introduce additional documents at the hearing, as appropriate.

6. State the recurring and nonrecurring rates you contend BellSouth should charge in Tennessee for the frame relay elements necessary to provide packet-switch services, including the User-to-End Network Interface, Network-to-Network Interface, and the Data Link Control Identifiers and Committed Information Rates. In answering this Interrogatory, describe with particularity the method by which these rates were calculated.

RESPONSE: Pending the establishment of TELRIC-based permanent rates, BellSouth should make available to Intermedia Frame Relay network elements at 50% of the tariffed rates.

7. Identify all studies, evaluations, reports, or analyses prepared by or for Intermedia since January 1, 1996 that refer to or relate to the cost to BellSouth or any other Incumbent Local Exchange Carrier of providing any of the unbundled network elements or other services requested by Intermedia in its Arbitration Petition.

RESPONSE: Intermedia objected to this Interrogatory on various grounds (*see*

Objections of Intermedia Communications Inc., filed June 29, 2000). Further, Intermedia notes that it did not file the Arbitration Petition in this proceeding. Subject to this clarification, and subject to and without waiving its objections, Intermedia states that there are no such documents in Intermedia's possession.

8. Identify all states in which Intermedia is providing local exchange service and identify the number of access lines being served by Intermedia in each such state.

RESPONSE: Intermedia objected to this Interrogatory on various grounds (*see* Intermedia Communications Inc.'s Objections to BellSouth Telecommunications, Inc.'s First Set of Interrogatories (filed June 29, 2000)). Subject to and without waiving its objections, Intermedia states that it provides local exchange service in several states, including the following: Alabama, Arizona, California, Connecticut, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Massachusetts, Michigan, Missouri, Montana, New York, North Carolina, North Dakota, Ohio, Oregon, Pennsylvania, South Carolina, Tennessee, Texas, Utah, and Virginia.

9. Identify all agreements between Intermedia and all incumbent Local Exchange Carrier under Section 252 of the Act, whether the agreement was entered into through voluntary negotiation or compulsory arbitration. In answering this request:

- (a) identify the Incumbent Local Exchange Carrier that is party to each such agreement;
- (b) state the effective date of each such agreement; and
- (c) state the expiration date of each such agreement.

RESPONSE: Intermedia objected to this Interrogatory on various grounds (*see* Objections of Intermedia Communications Inc., filed June 29, 2000). Subject to and without

waiving its objections, Intermedia provides the following information:

NAME OF ILEC	STATE IN WHICH AGREEMENT IS APPLICABLE	DATE AGREEMENT WAS SIGNED
Ameritech	Illinois	7/25/97
Ameritech	Indiana	7/7/97
Ameritech	Ohio	7/7/97
Bell Atlantic (South)	Delaware, Maryland, New Jersey, Pennsylvania, Virginia, Washington, D.C., West Virginia	2/19/97
Bell Atlantic (North)	Massachusetts and New York	12/9/96
BellSouth	Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Florida, Alabama	6/21/96
Cincinnati Bell	Ohio	10/17/97
GTE	Florida	1/31/97
GTE	California	3/05/97
GTE	North Carolina	7/28/97
GTE	Ohio	1/15/98
GTE	South Carolina	1/15/98
GTE	Texas	7/8/97
Pacific Bell	California	10/28/99
SNET	Connecticut	1/20/98
SWBT	Texas	11/9/99
SWBT	Missouri	11/18/99
Sprint	Florida	12/19/96
Sprint	North Carolina	1/7/97
US West	Arizona	12/4/98
US West	Minneapolis	12/4/98

10. Identify any and all costs studies, evaluations, reports or analyses prepared by or for Intermedia concerning any issue raised by Intermedia in this Arbitration.

RESPONSE: Intermedia objected to this Interrogatory on various grounds (see Objections of Intermedia Communications Inc., filed June 29, 2000). Subject to and without waiving its objections Intermedia states that there are no such documents in its possession.

11. Identify with specificity all functions performed by Intermedia's switch that Intermedia contends are tandem switching functions.

RESPONSE: Intermedia's multifunctional switches perform a variety of tandem functionalities, including aggregation of traffic from various locations. Intermedia incorporates by reference the documents produced by it in response to BellSouth's Production Requests.

12. Identify the location of each of Intermedia's end users in relation to Intermedia's switch(es).

RESPONSE: Intermedia objected to this Interrogatory on various grounds (see Objections of Intermedia Communications Inc., filed June 29, 2000). Subject to and without waiving its objections Intermedia states that it has deployed two (2) DMS 500/250 switches in Nashville and Memphis. In addition, Intermedia has five (5) frame relay switches in Knoxville (three switches), Memphis (one switch), and Chattanooga (one switch). Moreover, Intermedia has two (2) ATM switches in Memphis and Nashville. These switches are operational and actively serve Intermedia's customers in Tennessee.

13. Does Intermedia have any proposed TELRIC cost studies for establishing prices for the new UNEs in the FCC's *UNE Remand Order*? If the answer is in the affirmative, identify each such cost study.

RESPONSE: No.

14. Does Intermedia have any proposed rates for the new UNEs in the FCC's *UNE Remand Order*? If the answer is in the affirmative, identify each such rate.

RESPONSE: Pending the establishment of TELRIC-based permanent UNE rates,

Intermedia believes that BellSouth should make UNEs available to Intermedia at 50% of the tariffed rates (where tariffed).

Respectfully submitted,

INTERMEDIA COMMUNICATIONS INC.

By:



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ITS ATTORNEYS

Dated: July 11, 2000

CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of July, 2000, a true and accurate copy of the foregoing was served by hand delivery, overnight delivery or U. S. Mail, first class postage prepaid, to Guy Hicks, Esq., BellSouth Telecommunications, Inc., 333 Commerce Street, Suite 2101, Nashville, TN 37201-3300.


H. LaDon Baltimore